

# **TIVERTON TOWN COUNCIL AGENDA**

**Tiverton Town Hall**

**343 Highland Road**

**Tiverton, Rhode Island 02878**

**Regular Meeting: Monday, August 26, 2013 at 7:00 p.m.**

**NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 forty-eight (48) hours in advance of the meeting date.**

**DATE POSTED: 08-23-2013**

## **1. PLEDGE OF ALLEGIANCE TO THE FLAG**

## **2. ROLL CALL**

**Edward Roderick-President Joan B. Chabot Jay J. Lambert**

**Denise M. deMedeiros-Vice President William P. Gerlach Brett N. Pelletier**

**James J. Arruda**

## **3. APPROVAL OF CONSENT AGENDA**

**All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in**

**its normal sequence on the agenda.**

**A. BUSINESS BROUGHT BEFORE THE COUNCIL**

**CONSENT AGENDA:**

**(C.A.)1a. Approval of Minutes Regular Council Meeting August 13, 2013**

**Councilor Pelletier Abstains - Absent**

**b. Approval of Executive Session Minutes August 13, 2013**

**Councilor Pelletier Abstains – Absent**

**c. Approval of Executive Session Minutes Special Meeting August 19, 2013**

**(C.A.) 2. Receipt of Minutes from the Following Boards, Commissions**

**a. Economic Development Commission**

**(C.A.) 3. Correspondence – Receive and File**

**a. Received From Middletown Councilors Richard Adams and Barbara VonVillas Regarding**

**Regional High School**

**b.Received From Tiverton Library Realty, Inc. Board Chair Barbara R. Donnelly Regarding Transfer of Title of Property Upon Completion of the Construction of New Library**

**(C.A.) 4. Atty Brian Cunha – Claims (3) – Referred to Interlocal Trust**

**(C.A.) 5. Approval of Tax Assessor Abatements**

**(C.A.) 6. Scheduling of Public Hearing October 15th on Proposed Amendment to Article 5, Section 1, Note 1 of**

**Zoning Ordinance to Include Open Space Zones Requested by Audubon Society of RI**

**A-7- OPEN PUBLIC FORUM FOR ANNOUCEMENTS, COMMENTS, QUESTIONS**

**B –PUBLIC HEARINGS & PUBLIC PRESENTATIONS**

**1.Denise Saurette, Town Treasurer – Refinancing of TIF Bonds -Approval of a Resolution Authorizing the Issuance by the Town of up to \$5,400,000 in Tax Increment Bonds, 2013 Refunding Series, and the Execution and Delivery of Various Documents and Certificates in Connection Therewith**

**2.David Robert, Tax Assessor – Brief Review of the Newly Revised Town Website: [Tiverton.ri.gov](http://Tiverton.ri.gov)**

**ADVERTISED PUBLIC HEARINGS**

**3.Code of Ordinances - Proposed Amendments to Chapter 67, Flood Plain Management Program**

## **C. TOWN COUNCIL SITTING AS BOARD OF LICENSING**

### **NON ADVERTISED LICENSE**

### **D - APPOINTMENTS & RESIGNATIONS:**

### **E - UNFINISHED BUSINESS:**

**1.WWMC, Chairman Leroy Kendricks – Wastewater Facilities Plan Update as Prepared by AECOM of Chelmsford Massachusetts to the RIDEM for Review**

### **F – FINANCIAL BUSINESS**

**1.David Perry, Chair Budget Committee – Joint Meeting With School Committee, Budget Committee and Town Council for Review of FY Ending June 30, 2013 Budget and Updates September 12, 2013**

### **G - NEW BUSINESS:**

**1.Town Administrator – Request Approval of Annual Salary Increases Effective July 1, 2013**

**a.Janice Gomes, Senior Center Director**

**b.Toni Lyn McGowan, Tax Collector**

**c.John Lincourt, Wastewater Superintendent**

**2. Attorney Leary, Harkins' Stafford Pond, LLC – Request Town Council Approve the Signing of a Sidewalk Agreement by the Director of Public Works for a Sidewalk on the North Side of Bulgarmarsh Road as Requested by Planning Board for Subdivision**

**3. Town Administrator – Tiverton Business Park – Request Town Council Review and Comment Regarding Request for Proposals (RFP) for Sale of Entire Business Park Incorporating Council Recommendations, Request Approval to Advertise**

## **H – BIDS AND REQUESTS FOR PROPOSALS**

**1. DPW Director Berlucchi – Request Permission to Advertise for Bids for the Supply and Installation of Various Guardrail Items to Be Used On “as Needed” Basis – Continued From August 13th Meeting**

## **I - TOWN ADMINISTRATOR ITEMS AND ANNOUNCEMENTS**

**1. Distribution of RI Community Development Block Grant Award for \$122, 612**

## **J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

## **K – TOWN SOLICITOR – ITEMS AND ANNOUNCEMENTS**

**1.– Joint Meeting with North Tiverton Fire District and Stone Bridge**

**fire District    McLaughlin v. Zoning Board of Review – Town of  
Tiverton Brief in Opposition to Plaintiff-Appellant's Appeal**

**2.Report on Current Status of Sakonnet River Bridge Tolls Litigation**

**a.Plaintiff's Motion to Compel Filing of Complete Administrative  
Record**

**b.Defendants' Objection to Plaintiff's Motion to Compel Filing of  
Complete Administrative Record**

**c.Plaintiff's Memorandum in Response to Defendants' Objection to  
Plaintiff's Motion to Compel Filing of Complete Administrative Record**

**L- TOWN CLERK ITEMS AND ANNOUNCEMENTS**

**1.Council Sound System**

**5. CLOSED EXECUTIVE SESSION**

**1.Town Administrator – 42-46-5(a)(5) - Acquisition of Real Property for  
Public Purposes**

**2.Town Administrator – 42-46-8(a)(1) – Personnel Performance –  
Gareth Eames**

**3.Town Council – Personnel Performance – 42-46-5(a)(1) – Town  
Administrator – James Goncalo**

**A portion of this meeting may be held in executive session  
pursuant to the Open Meeting Law, Section 42-46-5(a) of the General**

**Laws of Rhode Island, 1956 (1986 Reenactment), as amended**

**6. ADJOURNMENT Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”**